

# **CITY OF LEWISTON**

**CITY COUNCIL**

**JANUARY 10, 2012**

## **REGULAR MEETING HELD IN THE COUNCIL ROOM AT 6:00 P.M.**

THE HONORABLE ROBERT E. MACDONALD, MAYOR, PRESIDING.

PRESENT: Mayor Macdonald, Councilors Butler, D'Auteuil, Libby, Saddlemire, Cayer and Desjardins, City Administrator Ed Barrett and City Clerk Kathleen Montejo.

### **EXECUTIVE SESSION**

#### **VOTE (5-2012)**

Motion by Councilor Butler, seconded by Councilor Saddlemire:

To enter into Executive Session, pursuant to MRSA Title 1, section 405(6)(c), to discuss Acquisition of Property of which the premature disclosure of the information would prejudice the competitive bargaining position of the City. Passed - Vote 6-0

Session began at 6:01pm and ended at 6:53pm.

The regular business meeting began at 7:00pm.

Pledge of Allegiance to the Flag.  
Moment of Silence.

#### **VOTE (6-2012)**

Motion by Councilor Cayer, seconded by Councilor Butler:

To dispense with the reading of the minutes of the meeting of January 3, 2012 and to accept and place them on file as prepared by the City Clerk. Passed - Vote 6-0.

### **PUBLIC COMMENT PERIOD**

James Lysen of 26 Taylor Hill Road, representing St. Mary's Health Systems, invited the Mayor and City Councilors to the Welcoming Maine Dinner to be held on Friday, January 20. He distributed material with additional information about this event.

### **ADOPTION OF THE RULES TO GOVERN THE CITY COUNCIL**

#### **VOTE (7-2012)**

Motion by Councilor Cayer, seconded by Councilor Butler:

To delete the language in Sec. 7 pertaining to Committees of the Council. Passed - Vote 6-0

**VOTE (8-2012)**

Motion by Councilor Butler, seconded by Councilor Saddlemire:

To adopt the Rules to Govern the City Council for the period of January 10, 2012 to January 7, 2014, as amended. Passed - Vote 6-0

**PUBLIC HEARING FOR A NEW LIQUOR LICENSE FOR ALTERA**

Mayor Macdonald opened the public hearing to receive citizen input and comment. No members of the public spoke for or against this issue. Mayor Macdonald then closed the hearing.

**VOTE (9-2012)**

Motion by Councilor Cayer, seconded by Councilor D'Auteuil:

To authorize the City Clerk's Office to approve a new liquor license application and special amusement permit for Altera, 16-18 Park Street. Passed - Vote 6-0

**PUBLIC HEARING FOR THE RENEWAL OF THE SPECIAL AMUSEMENT PERMIT  
FOR THE FRATERNAL ORDER OF EAGLES, 1327 SABATTUS STREET**

Mayor Macdonald opened the public hearing to receive citizen input and comment. No members of the public spoke for or against this issue. Mayor Macdonald then closed the hearing.

**VOTE (10-2012)**

Motion by Councilor Butler, seconded by Councilor Libby:

To grant a special amusement permit for live entertainment to the Fraternal Order of Eagles, 1327 Sabattus Street. Passed - Vote 6-0

**PUBLIC HEARING FOR THE RENEWAL OF THE SPECIAL AMUSEMENT PERMIT  
FOR THE LEWISTON ELKS LODGE, 1675 LISBON STREET**

Mayor Macdonald opened the public hearing to receive citizen input and comment. No members of the public spoke for or against this issue. Mayor Macdonald then closed the hearing.

**VOTE (11-2012)**

Motion by Councilor Cayer, seconded by Councilor Butler:

To grant a special amusement permit for live entertainment to the Lewiston Elks Lodge, 1675 Lisbon Street. Passed - Vote 6-0

**AUTHORIZATION FOR THE CITY CLERK AND/OR DEPUTY CITY CLERK TO  
APPROVE AND SIGN ALL APPLICATIONS TO OPERATE BEANO, BINGO AND  
OTHER GAMES OF CHANCE**

**VOTE (12-2012)**

Motion by Councilor Butler, seconded by Councilor Desjardins:

ORDERED, That the City Council hereby authorizes the City Clerk and/or Deputy City Clerk to approve and sign all applications to operate beano, bingo or other games of chance on behalf of the Municipal Officers, during the period January 10, 2012 through January 7, 2014.

Passed - Vote 6-0

**AUTHORIZATION FOR THE CITY CLERK AND/OR DEPUTY CITY CLERK TO  
APPROVE AND SIGN ALL PERMITS FOR CIRCUSES AND CARNIVALS**

**VOTE (13-2012)**

Motion by Councilor Saddlemire, seconded by Councilor Cayer:

ORDERED, That the City Council hereby authorizes the City Clerk and/or Deputy City Clerk to approve and sign all permits for a circus or carnival on behalf of the Municipal Officers, during the period January 10, 2012 through January 7, 2014. Passed - Vote 6-0

**AUTHORIZATION FOR THE CITY CLERK AND/OR DEPUTY CITY CLERK TO  
SIGN ALL LIQUOR LICENSE APPLICATIONS**

**VOTE (14-2012)**

Motion by Councilor Butler, seconded by Councilor Cayer:

ORDERED, That the City Council hereby authorizes the City Clerk and/or Deputy City Clerk to sign all liquor license applications on behalf of the Municipal Officers, during the period January 10, 2012 through January 7, 2014. Passed - Vote 6-0

**AUTHORIZATION FOR THE CITY CLERK AND/OR DEPUTY CITY CLERK TO  
APPROVE AND SIGN ALL APPLICATIONS FOR UTILITY POLE PERMITS**

**VOTE (15-2012)**

Motion by Councilor Butler, seconded by Councilor D'Auteuil:

ORDERED, That the City Council hereby authorizes the City Clerk and/or Deputy City Clerk to approve and sign all applications for utility pole permits on behalf of the Municipal Officers, during the period January 10, 2012 through January 7, 2014. Passed - Vote 6-0

**AUTHORIZATION FOR CITY CLERK AND/OR DEPUTY CITY CLERK TO  
APPROVE AND SIGN ALL LICENSES FOR CLOSE OUT SALE PERMITS**

**VOTE (16-2012)**

Motion by Councilor D'Auteuil, seconded by Councilor Libby:

ORDERED, That the City Council hereby authorizes the City Clerk and/or Deputy City Clerk to approve and sign all licenses for close out sale permits on behalf of the Municipal Officers,

during the period January 10, 2012 through January 7, 2014. Passed - Vote 6-0

**AUTHORIZATION FOR THE FINANCE DIRECTOR, TAX COLLECTOR AND  
DEPUTY TREASURER TO ACT ON BEHALF OF THE MUNICIPAL OFFICERS**

**VOTE (17-2012)**

Motion by Councilor Saddlemire, seconded by Councilor Cayer:

ORDERED, That the City Council hereby authorizes the Finance Director, Tax Collector or Deputy Treasurer to withhold monies payable by the City of Lewiston to cover taxes due pursuant to MRSA Title 30-A, section 905; to sign on behalf of the City, the necessary deeds and liens and tax settlements; and to invest funds in accordance with Maine Revised Statutes Annotated, Title 30-A, Section 5706; to apply all tax payments to the oldest outstanding tax obligation pursuant to MRSA Title 36, section 906, during the period January 10, 2012 through January 7, 2014. Passed - Vote 6-0

**AUTHORIZATION FOR CITY ADMINISTRATION TO APPROVE OR DENY ALL  
REQUESTS TO HANG BANNERS AND POST COMMUNITY EVENT SIGNS ON  
MUNICIPAL PROPERTY**

**VOTE (18-2012)**

Motion by Councilor Libby, seconded by Councilor Saddlemire:

ORDERED, That the City Council hereby authorizes the City Administrator or Deputy City Administrator to review and approve or deny all requests to hang banners and post community event signs on city property, on behalf of the Municipal Officers, during the period of January 10, 2012 through January 7, 2014. Passed - Vote 6-0

**AUTHORIZATION FOR DEPUTY CITY ADMINISTRATOR AND/OR FINANCE  
DIRECTOR TO HAVE SIGNATORY AUTHORITY FOR THE CITY  
ADMINISTRATOR WHEN THE ADMINISTRATOR IS UNAVAILABLE**

**VOTE (19-2012)**

Motion by Councilor Butler, seconded by Councilor Cayer:

ORDERED, That the City Council hereby authorizes the Deputy City Administrator, or in the absence of the Deputy City Administrator, the Finance Director, to have signatory authority for the City Administrator, when the Administrator is unavailable, during the period of January 10, 2012 through January 7, 2014. Passed - Vote 6-0

**APPOINTMENT TO VARIOUS CITY BOARDS AND COMMITTEES**

**VOTE (20-2012)**

Motion by Councilor D'Auteuil, seconded by Councilor Saddlemire:

To approve Mayor Macdonald's nominations to the following boards and committees:

Cable Television Advisory Committee - two year terms - Norman L'Heureau, 13 Libby Avenue; Roger Philippon, 3 Champlain Avenue; and Joanne Potvin, 97 Webster Street

Library Board of Trustees - three year terms - Jennifer Carleton, 16 Lemay Avenue; Arthur Turley, 178 Webber Avenue; and Edward Walworth, 8 Manning Avenue  
Passed – Vote 6-0

**VOTE (21-2012)**

Motion by Councilor Cayer , seconded by Councilor D'Auteuil:

Airport Board - Edouard Plourde, 25 Coburn Street – three year term  
L/A Transit Committee - Lucy Bisson, 1026 Sabattus Street – three year term  
Lake Auburn Watershed Protection Commission - Joseph Grube, 74 Brooks Avenue – three year term  
Passed – Vote 6-0

**VOTE (22-2012)**

Motion by Councilor Cayer, seconded by Councilor Libby:

To appoint the following City Councilors to serve as the City Council's representative to the following boards and committees for two year terms to coincide with the Council term which shall expire January 7, 2014:

911 Committee:	Councilor D'Auteuil
Airport Board of Directors:	Councilor Cayer
Androscoggin Valley Council of Governments General Assembly:	Councilors Butler and Cayer
Community Development Block Grant Committee:	Councilor Libby
Downtown Neighborhood Action Committee:	Councilor Saddlemire
L/A Transit Committee:	Councilor Saddlemire
Lake Auburn Watershed Protection Commission:	Councilor Butler
Lewiston Auburn Economic Growth Council:	Councilor Libby
Maine Municipal Association Legislative Policy Committee:	Mayor Macdonald
Taxi Appeals Board :	Councilor Butler
Youth Advisory Council:	Councilor Butler

Passed - Vote 6-0

**REPORTS AND UPDATES**

The City Administrator reviewed the upcoming meeting schedule noting there is a Council workshop on January 17 regarding the School Department space needs, a workshop on January 24 regarding the audit presentation and a workshop January 31 regarding the LCIP document, which was distributed this evening.

**OTHER BUSINESS**

Councilor Cayer inquired about the annual goal planning session workshop for the Council. The Administrator stated it would be scheduled shortly after the February 7 special election to allow time for the Ward Four Councilor to participate.

**EXECUTIVE SESSION****VOTE (23-2012)**

Motion by Councilor Saddleire, seconded by Councilor Libby:

To enter into Executive Session, pursuant to MRSA Title 1, section 405(6)(c), to discuss Acquisition of Property of which the premature disclosure of the information would prejudice the competitive bargaining position of the City. Passed - Vote 6-0

Session began at 7:35pm and ended at 7:48pm

**EXECUTIVE SESSION****VOTE (24-2012)**

Motion by Councilor Butler, seconded by Councilor Libby:

To enter into an Executive Session pursuant to MRSA Title 1, Section 405(6)(D) to discuss Labor Negotiations regarding the Maine Association of Police – Patrol Unit; Lewiston Police Supervisory Command Unit and International Association of Firefighters, Local 785.  
Passed - Vote 6-0

Session began at 7:49pm and ended at 8:23pm.

**VOTE (25-2012)**

Motion by Councilor Cayer, second by Councilor Butler:

To adjourn at 8:24P.M. Passed - Vote 6-0

A true record, Attest:

Kathleen M. Montejo, MMC  
City Clerk  
Lewiston, Maine